

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION OF  
RURAL TELEPHONE COMPANY FOR  
ADDITIONAL SUSPENSION OF LNP  
REQUIREMENTS.**

)  
) **CASE NO. RUR-T-04-2**

)  
) **NOTICE OF APPLICATION**

)  
) **NOTICE OF MODIFIED  
PROCEDURE**

)  
) **ORDER NO. 29645**

YOU ARE HEREBY NOTIFIED that on November 22, 2004, Rural Telephone Company filed an Application for an extension of the time it is required to implement wireline to wireless number portability. On March 26, 2004, the Commission issued Order No. 29452 granting the Petition filed on behalf of Rural and other small telephone companies for suspension of the carriers' obligation to implement local number portability, which initially was to be implemented by May 24, 2004. The Commission in Order No. 29452 granted an extension of the period to implement LNP to November 24, 2004. In its Application filed November 22, 2004, Rural asks the Commission to grant an additional 12-month extension for Rural to implement LNP in its Tipanuk exchange and an additional 36-month extension in its Atlanta, Boise River, Prairie, Shoup, and Three Creek exchanges.

YOU ARE FURTHER NOTIFIED that Section 251(f)(2) of the Telecommunications Act of 1996, which addresses the obligation for carriers to implement LNP, allows local exchange carriers with fewer than 2% of the nation's subscriber lines to petition a state commission for suspension or modification of the portability requirements. In its Application, Rural states that none of the Company's rate center switches are LNP capable and that the current version of the Company's switches would require major upgrades or replacement to obtain LNP functionality. The Company estimates the cost to upgrade all its switches is approximately \$740,000. The Company's Application states that the only exchange where wireless carriers provide service coverage is in the Tipanuk exchange. According to its Application, Rural has not received a single request for LNP from any of its customers. Rural

asserts that, because the Company has no present ability to provide LNP or to provide the porting of numbers to the wireless carriers' facilities, and because no customers have to date requested that their numbers be ported, the Company believes it is appropriate for the Commission to extend the suspension of the LNP requirement.

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers, testimonies and exhibits, have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices or on the Commission's Website at [www.puc.state.id.us](http://www.puc.state.id.us) under the "File Room" icon.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code and that the Commission may enter any final order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 et seq.

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through -204.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the service date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application may be mailed to the Commission and the Applicant at the addresses reflected below:

COMMISSION SECRETARY  
IDAHO PUBLIC UTILITIES COMMISSION  
PO BOX 83720  
BOISE, IDAHO 83720-0074

Street Address for Express Mail:

472 W WASHINGTON ST  
BOISE, ID 83702-5983

CONLEY WARD  
GIVENS PURSLEY LLP  
PO BOX 2720  
BOISE, ID 83701-2720  
[cew@givenspursley.com](mailto:cew@givenspursley.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.state.id.us](http://www.puc.state.id.us). Click the "Comments and Questions" icon, and complete the comment form, using the case number as it appears on the front of this document. These comments must also be sent to the Applicant at the e-mail address listed above.

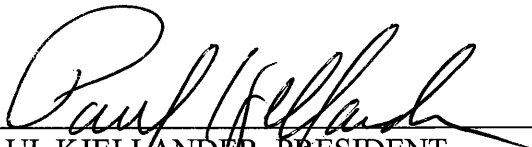
YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing

YOU ARE FURTHER NOTIFIED that the Application in Case No. RUR-T-04-2 can be reviewed at the Commission's office and at the principal office of Rural Telephone Company during regular business hours.

### **ORDER**

IT IS HEREBY ORDERED that the Application of Rural Telephone Company for additional suspension of LNP requirements be processed by Modified Procedure, IDAPA 31.01.01.201-.204. Persons interested in submitting written comments in this matter must do so no later than 21 days from the service date of this Order.

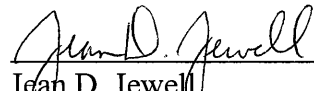
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 30<sup>th</sup>  
day of November 2004.

  
PAUL KJELLANDER, PRESIDENT

**Out of the Office on this Date**  
MARSHA H. SMITH, COMMISSIONER

  
DENNIS S. HANSEN, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

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